

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**IN RE NATIONAL PRESCRIPTION  
OPIATE LITIGATION**

This document relates to:

*Broward County, Florida v. Purdue Pharma  
L.P., et al.*, Case No. 18-op-45332

**MDL No. 2804**

**Case No. 17-MD-2804**

**Judge Dan Aaron Polster**

**MOTION TO DISMISS BY DEFENDANTS CVS HEALTH CORPORATION,  
WALGREENS BOOTS ALLIANCE, INC., AND WALMART INC.**

Pursuant to Fed. R. Civ. P. 12(b)(1) and 12(b)(6), Defendants CVS Health Corporation, Walgreens Boots Alliance, Inc., and Walmart Inc. move to dismiss Plaintiff's Second Amended Complaint with prejudice for the reasons set forth in the accompanying Memorandum.

Dated: June 8, 2018

Respectfully submitted,

/s/ Kaspar Stoffelmayr  
Kaspar Stoffelmayr  
BARTLIT BECK HERMAN  
PALENCHAR & SCOTT LLP  
54 West Hubbard Street, Ste. 300  
Chicago, IL 60654  
(312) 494-4400  
kaspar.stoffelmayr@bartlit-beck.com

*Counsel for Walgreens Boots Alliance, Inc.*

/s/ Eric R. Delinsky (consent)

Eric R. Delinsky  
Alexandra W. Miller  
ZUCKERMAN SPAEDER LLP  
1800 M Street, NW, Ste. 1000  
Washington, DC 20036  
(202) 778-1800  
edelinsky@zuckerman.com  
smiller@zuckerman.com

*Counsel for CVS Health Corporation*

/s/ Tina M. Tabacchi (consent)

Tina M. Tabacchi  
Tara A. Fumerton  
JONES DAY  
77 West Wacker  
Chicago, IL 60601  
(312) 782-3939  
tmtabacchi@jonesday.com  
tfumerton@jonesday.com

*Counsel for Walmart Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that this 8th day of June, 2018, I electronically filed a copy of the foregoing with the Clerk of the Court using the ECF system, which sent notification of such filing to all counsel of record.

/s/ Kaspar Stoffelmayr  
Kaspar Stoffelmayr

*Counsel for Walgreens Boots Alliance, Inc.*